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16 UNITED STATES OF AMERICA

17 UNITED STATES DISTRICT COURT

18 FOR THE CENTRAL DISTRICT OF CALIFORNIA

19 UNITED STATES OF AMERICA,

20 No. CR 14-00182-SVW

21 Plaintiff,

22 ~~Proposed~~ ORDER AND FINDINGS OF
23 FACT RE: EXCLUDABLE TIME; RE-
24 SETTING JURY TRIAL DATE

v.

25 JORGE GUZMAN,

26 Defendant.

27 THE COURT MAKES THE FOLLOWING FINDINGS OF FACT:

28 1. Jury trial is scheduled for defendant Jorge Guzman ("defendant") in the above-captioned case for April 21, 2015. The Court has previously made findings of fact and found "excludable time" for defendant pursuant to the Speedy Trial Act through that date.

29 2. The parties have also indicated that additional discovery was provided to the defense on March 20, 2015. Further, counsel for the defense has indicated that he needs additional time to review and discuss the recently provided discovery with defendant.

1 3. The parties have indicated that they require further time
2 to complete a resolution of this case. Defendant and counsel have
3 indicated that they require further time to review the recently
4 provided discovery materials such that the factual statement in a
5 proposed plea agreement can be completed.

6 4. At the request of each of the parties, the Court finds that
7 the period from April 21, 2015 through May 26, 2015 is "excludable
8 delay" because: (i) the ends of justice served by the continuance
9 outweigh the best interest of the public and defendant in a speedy
10 trial; (ii) failure to grant the continuance would be likely to make
11 a continuation of the proceeding impossible, or result in a
12 miscarriage of justice; and (iii) failure to grant the continuance
13 would unreasonably deny defendant continuity of counsel and would
14 deny defense counsel the reasonable time necessary for effective
15 preparation, taking into account the exercise of due diligence.

16 5. The jury trial date of April 21, 2015 is ordered VACATED.
17 A Status Conference and Change of Plea Hearing is scheduled for April
18 13, 2015, and jury trial is scheduled for May 26, 2015.

19 IT IS SO ORDERED.

20 
21 DATED: April 9, 2015

22 HONORABLE STEPHEN V. WILSON

23 Presented by:

24 _____
25 /s/
26 MICHAEL W. WHITAKER
Special Assistant United States
Attorney